

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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)	
GABE BEAUPERTHUY, <u>et al.</u> on behalf)	No. 06-0715 SC
of themselves and all others)	
similarly situated,)	
)	ORDER RE PROPOSED
Plaintiffs,)	<u>JOINT OPT-IN ORDER</u>
)	
v.)	
)	
)	
24 HOUR FITNESS USA, INC., a)	
California corporation d/b/a 24)	
Hour Fitness; SPORT AND FITNESS)	
CLUBS OF AMERICA, INC., a)	
California corporation d/b/a 24)	
Hour Fitness,)	
)	
Defendants.)	
)	
)	

The Court's March 6, 2007 Order Granting In Part And Denying In Part Plaintiffs' Motion for Facilitated Notice Pursuant to 29 U.S.C. § 216(b), as amended on April 3, 2007, ("Order") instructed the parties to submit "a JOINT proposed opt-in order which accords with the rulings above; a joint plan for related discovery and the process of notification; and briefing on relevant differences, if any, which still exist between the parties." Order at 19

1 (emphasis added). The parties obeyed the last part of these
2 instructions. However, the proposed opt-in order and notice and
3 discovery plan which the parties submitted were "joint" in name
4 only.

5 The Court hereby ORDERS the parties to confer and resubmit
6 these documents in accordance with the Court's Order within ten
7 (10) days of this Order, reflecting an agreement of the parties as
8 to their terms.

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10 IT IS SO ORDERED.

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12 Dated: April 12, 2007.

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UNITED STATES DISTRICT JUDGE
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